



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Approved for use through 10/31/2002, OMB 9651-0031

## **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 1

Information on this form is subject to the USA PATENT & TRADEMARK OFFICE  
**Application Number** 10/659,416  
**Filing Date** September 10, 2003  
**First Named Inventor** Jeffrey D. Messerly  
**Group Art Unit** Not Assigned  
**Examiner Name** Not Assigned  
**Attorney Docket Number** END0797USNP

U.S. PATENT DOCUMENTS

## FOREIGN PATENT DOCUMENTS

Examiner  
Signature: /Deanna K. Hall/

Date \_\_\_\_\_

11/20/2008

**\*EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

(UNIQUE citation designation number; see Attached kinds of U.S. Patent Documents, a Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document, s kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if nornb  n Amerikan   is Jeonon, s check mark b  n if Srorelj, b  n Japanese Translative is attached on the document under WIPO Standard ST. 16 if

**Burden Hour Statement:** This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO:** Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

SUBMISSION UNDER MPEP 609 D

Page 1 of 1

Application Number	10/659,416
Filing Date	September 10, 2003
First Named Inventor	Jeffrey D. Messerly
Group Art Unit	3731
Examiner Name	Not Assigned
Attorney Docket Number	END0797USNP

U.S. PATENT DOCUMENTS

## FOREIGN PATENT DOCUMENTS

OTHER PRIOR ART - NON-PATENT LITERATURE DOCUMENTS

Examiner 's Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T <sup>2</sup>
/DKH/		Written Opinion dated November 3, 2005 for corresponding patent application, International Patent Application No. PCT/US03/29474 (Atty. Docket ENDO797).	

Examiner Signature	/Deanna K. Hall/	Date Considered	11/20/2008
-----------------------	------------------	--------------------	------------